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Division of Consumer Affairs
New Jersey Board of Massage and Bodywork Therapy
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NEW JERSEY STATE BOARD OF MASSAGE AND BODYWORK THERAPY PUBLIC SESSION MINUTES July 23, 2014

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A regular meeting of the New Jersey State Board of Massage and Bodywork Therapy was held at 124 Halsey Street Newark, New Jersey, in the Sussex Conference Room, 6th Floor, on Wednesday July 23, 2014. The meeting was convened in accordance with the provisions of the Open Public Meetings Act. Cynthia Sinicropi-Philibosian, Chairperson of the Board called the meeting to order at 9:15 A.M. and a roll call was taken and the following attendance was recorded:

MARK J. CARANGELO	Present
CYNTHIA SINICROPI-PHILIBOSIAN	Present
CHRISTINE GILL ROSE	Excused

Also present were: Susan Carboni, Deputy Attorney General; Laura L. Anderson, Executive Director; Gerard Tobia, Administrative Staff.

OPENING STATEMENT "Reading of the Sunshine Law" A QUORUM WAS DECLARED PRESENT:

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by mailing on September 27, 2013. A schedule of all 2014 Regular Open Meetings of the Board of Massage and Bodywork Therapy to be held during 2014 was provided to the Office of the Secretary of State, Star Ledger, Trenton-Times, The New York Times, Camden Courier Post, The Press of Atlantic City and The Philadelphia Inquirer. The schedule has also been posted on the bulletin at the New Jersey State Board of Massage and Bodywork Therapy Office.

Public Comments: Lori Keith, Government Relations Chair, for the New Jersey Chapter/AMTA appeared in support of the Board and to address the Board regarding the Association services and to request that past minutes be placed on the Boards website.

I. APPROVAL OF THE PUBLIC SESSION MINUTES

A. June 25, 2014

A motion was made by Mark Carangelo and seconded by Cynthia Sinicropi-Philibosian, the Board voted to accept the minutes of the June 25, 2014 board meeting with typographical corrections.

A vote was taken and the motion carried by a unanimous vote.

II. NEW BUSINESS

- A. Letter from Jerry Lerouge, Regulatory Affairs Coordinator
EMS Safety Services
RE: CPR/AED/FIRST AID

This matter was tabled.

- B. Pacific College of Oriental Medicine
RE: Letter of Accreditation/Program Curriculum

The Board determined to contact Pacific College and advised them that the New Jersey State Board of Massage and Bodywork Therapy has no jurisdiction over the massage therapy schools. Also to advise the school that although their program is comprehensive, Ethics and Law are missing from their curriculum. Schools and/or college/university programs must be accredited or approved by: The New Jersey Department of Education; The New Jersey Department of Labor and Workforce Development; The New Jersey Commission on Higher Education or an agency of another state which substantially meets the requirements of the New Jersey Department of Education; As long as a program is accredited or approved by one of the entities listed above, and if Pacific College includes ethics and law into their curriculum then students who graduate from such program and apply for licensure as a massage therapist in the State of New Jersey, will be granted a license from the Board, provided they meet all other application requirements.

- C. RE: Hahm Therapeutic Massage Institute. California
Board Discussion

Applicant You Zhen Chen wrote the Board indicating that she re-studied at Hahm Therapeutic Massage Institute. She states this school is approved of the California State Department of Education for a massage therapy program, approval code # 1940311. The Board reviewed a report from the National Certification Board for Therapeutic Massage and Bodywork ("NCBTMB") indicating this school is on their revoke list.

Before considering this case, the Board determined that Laura L. Anderson, Executive Director, contact NCBTMB and request explanation and/or reason regarding the revocation of Hahm Therapeutic Massage Institute.

- D. Federation of State Massage Therapy Boards ("FSMTB")
 - 1. MBLEx Update
 - 2. Invalidated Scores

1. The Board reviewed the Massage and Bodywork Licensing Examination ("MBLEx") update from the Federation of State Massage Therapy Boards ("FSMTB") and considered this material as informational.

2. The invalidated score report from the Federation of State Massage Therapy Boards ("FSMTB") will be discussed in Executive Session.

- E. Board Discussion
RE: Licensure by Endorsement / Guidelines
Other States Regulatory Requirements
States Approval 2013 vs. 2014

At its February 2014 meeting, the Board had a discussion regarding endorsement applications guidelines. The Board determined to have all applicants applying for licensure by endorsement to provide the Statutes and Regulations regarding Massage and Bodywork Therapy from the State that the applicant is licensed or certified in and the Board will determine if the Statutes and Regulations of that State are substantially similar to the educational requirements in this State. The Board also had a discussion regarding licensure by endorsement from the State of California and a motion was made by Cynthia Sinicropi-Philibosian and seconded by Mark Carangelo, to advise that California's Statutes and Regulations are not substantially similar to this State and therefore applicants applying for licensure by endorsement from the State of California shall not be eligible for licensure in this State.

The Board will continue the review of other states requirements for licensure and a final determination of that review will be presented at the next available board meeting.

- F. Borough of Andover
RE: Report of Operation of Massage Therapy Business
A&A Acupressure Therapy Center

Mr. William Paterson (Fire Official, Code Enforcement, Zoning Officer) for the Sussex County Health Department wrote the Board in response to some complaints from the community regarding A&A Acupressure Therapy Center operating late in the evening and under unsanitary conditions. During their inspection, it was determined that two individuals were living in the business. A wall was installed to form a full kitchen and separate bedroom area.

Before considering this case, the Board decided that a letter be sent by Deputy Attorney General Susan Carboni to Mr. Paterson to advise him in writing that the Board has no jurisdiction over local zoning laws and that the Board does not regulate zoning, however, the Board can accept this as a complaint against an unregistered business. The Board noted further that there are town ordinances that require massage therapy businesses to be licensed within that particular town. The Board will notify towns that are brought to their attention and have an ordinance of this nature, that the New Jersey "Massage and Bodywork Therapist Licensing Act"(Act) requires all individuals who practice massage and bodywork therapy to be licensed and all businesses who employ massage and bodywork therapists to be registered with the State of New Jersey. Also, will advise that the licensing regulations will supersede any township ordinance and/or viceversa.

III. INFORMATIONAL MATERIAL

1. Abdur S. Reeder; Applicant ID# 1782243
Consent Order Granting Licensure with Probation filed June 2, 2014

The Board considered this informational material.

IV. FINALIZATION OF ORDERS

1. Lanying Wang; Applicant ID# 1771823
Provisional Order of Denial of Licensure filed April 23, 2014

D.A.G. Susan Carboni informed the Board that service was made. The certified mailing was unclaimed. The Regular Mail wasn't returned. A motion was made by Mark Carangelo and seconded by Cynthia Sinicropi-Philibosian, the Board voted to affirm and finalize the Provisional Order of Denial of Licensure by default with no modifications. A vote was taken and the motion carried by a unanimous vote.

V. PROVISIONAL ORDER OF DENIAL OF LICENSURE (With Response)

1. Shuzhen Liu; Applicant ID# 1739417
Amended Provisional Order of Denial of Licensure filed June 2, 2014

This matter was tabled.

2. Roma Hough; Applicant ID# 1701511
Provisional Order of Denial of Licensure filed April 23, 2014

D.A.G. Megan Cordoma counseled the Board on this matter. A motion was made by Mark Carangelo and seconded by Cynthia Sinicropi-Philibosian, the Board voted to affirm and finalize the Provisional Order of Denial of Licensure with no modifications. A vote was taken and the motion carried by a unanimous vote.

At 11:45 A.M. , the Board, upon a motion made by Mark Carangelo and seconded by Cynthia Sinicropi-Philibosian, the Board voted to move into Executive Session to consider and review consumer complaints, investigative reports and other information received pursuant to the Boards' regulations. The result of these deliberations will be made known when and if the Board determines to initiate disciplinary or other enforcement action. If the Board determines to issue any sanction, action will be taken in public session immediately after the Executive Session. A vote was taken and the motion carried by a unanimous vote.

VI. ADJOURNMENT

The Board returned to Public Session and a motion was made by Mark Carangelo and seconded by Cynthia Sinicropi-Philibosian, to adjourn the meeting at 12:55 P.M. A vote was taken and the motion carried by a unanimous vote.

The meeting was adjourned at 12:55 P.M.

Respectfully submitted,

Laura L. Anderson,
Executive Director